

AO 440 (Rev. 8/01) Summons in a Civil Action

UNITED STATES DISTRICT COURT

Southern

District of

New York

VICIS CAPITAL MASTER FUND, a Cayman  
Islands Trust, Plaintiff,

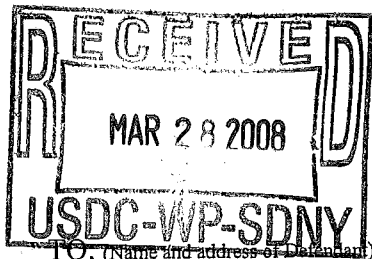
V.

IN TOUCH MEDIA GROUP, INC., a Florida  
Corporation, Defendant.

SUMMONS IN A CIVIL ACTION

CASE NUMBER:

08 CIV. 1084



JUDGE CHIN

IN TOUCH MEDIA GROUP, INC.  
205 South Myrtle Avenue  
Clearwater, Florida 33756  
(727) 465-0925

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

Rudolph V. Pino, Jr. (RP 0023)  
Thomas E. Healy (TH 4340)  
PINO & ASSOCIATES, LLP  
Westchester Financial Center  
50 Main Street, 7th Floor  
White Plains, New York 10606  
(914) 946-0600

*Pietzen*  
*GA &*  
*Associates*  
ORIGINAL PROCESS

an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

CLERK

*J. Michael McMahon*  
CLERK

(By) DEPUTY CLERK

DATE

FEB - 1 2008

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## RETURN OF SERVICE

Service of the Summons and complaint was made by me <sup>(1)</sup>	DATE 2/19/08
NAME OF SERVER (PRINT) Lynda Hedraun	TITLE Process Server

Check one box below to indicate appropriate method of service

☐ Served personally upon the defendant. Place where served:☒ Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.

Name of person with whom the summons and complaint were left: EVA JOSEPHS

☐ Returned unexecuted:☐ Other (specify):

## STATEMENT OF SERVICE FEES

TRAVEL	SERVICES	TOTAL \$0.00
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## DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on 2/19/2008

Date

Signature of Server

302 N. Macdon St Tampa Florida 33602

Address of Server

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.

## AFFIDAVIT OF SERVICE

State of New York

County of Southern

District Court

Index Number: 08 CIV.1084

Date Filed: \_\_\_\_\_

Plaintiff:

**VICIS CAPITAL MASTER FUND, a Cayman Islands Trust,**

vs.

Defendant:

**IN TOUCH MEDIA GROUP, INC., a Florida Corporation,**

For:

Rudolph Pino

PINO & ASSOCIATES, LLP

50 Main Street

White Plains, NY 10606

Received by GIETZEN & ASSOCIATES on the 7th day of February, 2008 at 9:44 am to be served on **IN TOUCH MEDIA GROUP, INC, 205 SOUTH MYRTLE AVENUE, CLEARWATER, FL 33756.**

I, Lynda S. Herbranson APS #48384, being duly sworn, depose and say that on the **19th day of February, 2008 at 2:47 pm, I:**

Served the within named corporation by delivering a true copy of the **SUMMONS, COMPLAINT, RULE 7.1 STATEMENT THIRD AMENDED INSTRUCTION FOR FILING AN ELECTRIC CASE OR APPEAL, GUIDELINES FOR ELECTRIC CASE FILING, PROCEDURES FOR ELECTRIC CASE FILING, INDIVIDUAL PRACTICES OF JUDGE DENNY CHIN, AND INDIVIDUAL PRACTICES OF MAGISTRATE JUDGE HENRY PITMAN, WITH EXHIBITS** with the date and hour of service endorsed thereon by me to EVA JOSEPHS as LEGAL ASSISTANT AUTHORIZED TO ACCEPT of the within named corporation, in compliance with State Statutes.

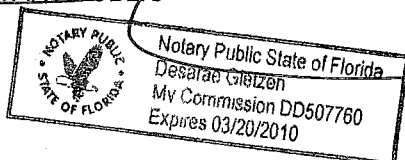
**Additional Information pertaining to this Service:**

SERVICE WAS ATTEMPTED AT GIVEN ADDRESS OF 205 SOUTH MYRTLE AVENUE CLEARWATER, FLORIDA 33756 SUITE IS VACANT THE SIGN IS STILL ON THE DOOR AND THERE IS A FOR LEASE SIGN IN THE WINDOW. CLIENT ADVISED TO ATTEMPT NEW ADDRESS OF 911 CHESTNUT STREET CLEARWATER FLORIDA 33756

I further certify that I am over the age of 18, have no interest in the above action, and am authorized to serve process in the circuit/county it was delivered to.

Subscribed and Sworn to before me on the 21st day of February, 2008 by the affiant who is personally known to me.

NOTARY PUBLIC



  
Lynda S. Herbranson APS #48384  
Process Server

**GIETZEN & ASSOCIATES**  
1302 North Marion Street  
Tampa, FL 33602  
(813) 223-3233

Our Job Serial Number: 2008000616